

DEPARTMENT OF LABOR**Pension and Welfare Benefits
Administration****29 CFR Part 2520**

RIN 1210-AA55

**Interim Rules for Amending ERISA
Disclosure Requirements for Group
Health Plans; Approval of Information
Collection Requirements****AGENCY:** Pension and Welfare Benefits
Administration, Department of Labor.**ACTION:** Interim rules; approval of
information collection requirements.

SUMMARY: On April 8, 1997, the Department of Labor published interim final rules governing disclosure requirements for private sector group health plans (62 FR 16979). The rules implemented changes made to certain provisions of the Employee Retirement Income Security Act of 1974 (ERISA), enacted as part of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and the Newborns' and Mothers' Health Protection Act of 1996 (NMHPA). In the April 8 publication, the Department submitted its revision of the currently approved collection regarding Summary Plan Description requirements under ERISA to the Office of Management and Budget (OMB) for emergency review under the Paperwork Reduction Act of 1995 (PRA 95). This document amends the April 8 **Federal Register** document to properly display the OMB control number, 1210-0039.

DATES: These amendments are effective June 1, 1997.

FOR FURTHER INFORMATION CONTACT: Gerald B. Lindrew, Office of Policy and Research, U.S. Department of Labor, Pension and Welfare Benefits Administration, 200 Constitution Avenue, N.W., Room N-5647, Washington, D.C. 20210; telephone (202) 219-4782. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: The interim rules govern the content of the summary plan description (SPD) for group health plans, the furnishing of summaries of material reductions in covered services or benefits by group health plans, and the disclosure of SPD and related materials by group health plans through electronic media. The rules were adopted on an interim basis in order to accommodate statutorily established time frames for providing regulatory guidance.

OMB reviewed the Department of Labor's collection of information requirements in accordance with the

Paperwork Reduction Act of 1995 (PRA 95), 44 U.S.C. chapter 35, and 5 CFR 1320.11. On May 30, 1997, OMB approved revision of the information collection requirements contained in 29 CFR 2520.102-3, 2520.104b-1, and 2520.104b-3 under OMB control number 1210-0039. This approval expires on December 31, 1997.

Statutory Authorities

The interim regulation is adopted pursuant to authority contained in Section 505 of ERISA (Pub. L. 93-406, 88 Stat. 894, 29 U.S.C. 1135) and sections 104(b) and 734 of ERISA, as amended, (Pub. L. 104-191, 110 Stat. 1936, 1951 and Pub. L. 104-204, 110 Stat. 2935, 29 U.S.C. 1024 and 1191c) and under the Secretary of Labor's Order No. 1-87, 52 FR 13139, April 21, 1987.

List of Subjects in 29 CFR Part 2520

Accounting, Employee benefit plans, Employee Retirement Income Security Act, Group health plans, Health care, Health insurance, Pensions, Reporting and recordkeeping requirements, Welfare benefit plans.

For the reasons set forth above, Part 2520 of Title 29 of the Code of Federal Regulations is amended as follows:

PART 2520—[AMENDED]

1. The authority citation for Part 2520 continues to read as follows:

Authority: Sec. 101, 102, 103, 104, 105, 109, 110, 111(b)(2), 111(c), and 505, Pub. L. 93-406, 88 Stat. 840-52 and 894 (29 U.S.C. 1021-25, 1029-31, and 1135); Secretary of Labor's Order No. 27-74, 13-76, 1-87, and Labor Management Services Administration Order 2-6.

Sections 2520.102-3, 2520.104b-1 and 2520.104b-3 are also issued under sec. 101 (a), (c) and (g)(4) of Pub. L. 104-191, 110 Stat. 1936, 1939, 1951, and 1955 and sec. 603 of Pub. L. 104-204, 110 Stat. 2935 (29 U.S.C. 1185 and 1191c).

2. Section 2520.102-3 is amended by adding a parenthetical at the end of the section to read as follows:

§ 2520.102-3 Contents of summary plan description.

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(Approved by the Office of Management and Budget under control number 1210-0039.)

3. Section 2520.104b-1 is amended by adding a parenthetical at the end of the section to read as follows:

§ 2520.104b-1 Disclosure.

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(Approved by the Office of Management and Budget under control number 1210-0039.)

4. Section 2520.104b-3 is amended by adding a parenthetical at the end of the section to read as follows:

§ 2520.104b-3 Summary of material modifications to the plan and changes in the information required to be included in the summary plan description.

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(Approved by the Office of Management and Budget under control number 1210-0039.)

Signed at Washington D.C. this 1st day of July, 1997.

Alan D. Lebowitz,

Deputy Assistant Secretary for Program Operations, Pension and Welfare Benefits Administration, U.S. Department of Labor.
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DEPARTMENT OF THE TREASURY**Fiscal Service****31 CFR Part 285**

RIN 1510-AA58

**Collection of Past-Due Support by
Administrative Offset****AGENCY:** Financial Management Service,
Fiscal Service, Treasury.**ACTION:** Interim rule with request for
comments.

SUMMARY: The Debt Collection Improvement Act of 1996 (DCIA), enacted on April 26, 1996, authorizes the Secretary of the Treasury (Secretary) to collect past-due support by the administrative offset of Federal payments. Executive Order 13019 of September 28, 1996 (Executive Order) requires that the Secretary promptly develop and implement procedures necessary for the collection of past-due support debts by administrative offset. In addition, the Executive Order requires each executive agency to review each class of payments certified by such agencies to determine whether any class of payments should be exempt from offset. With respect to any class of payments so identified, agencies must submit a request for exemption from offset to the Secretary within 30 days after the Secretary establishes standards for determining exemptions. The Executive Order further requires that Federal payment agencies and disbursing officials promptly implement any rules, regulations, or procedures issued by the Secretary that are necessary to implement offset for the collection of past-due support.

The Financial Management Service (FMS), as the central disbursing agency of the Federal Government, is